

HUGE SHIPPING CONSPIRACY IS CHARGED BY U.S.

33 Lines, 4 Corporations and 17 Individuals Named in Indictment.

RATE JUGGLING ALLEGED

Action by Grand Jury Is Result of 18 Months' Probe—Dissolution Is Sought.

For alleged restraint and monopoly of trade in violation of the Sherman anti-trust law the Federal Grand Jury yesterday indicted thirty-eight of the leading transatlantic steamship companies plying to and from the port of New York. The most important of these are members of the Transatlantic Associated Freight Conference, with offices at 59 Pearl street.

Indictments also were filed against twenty individuals identified with the steamship companies and against four corporations and five individuals who are members of the Steamship Freight Brokers Association.

The blanket indictment, covering in all fifty-nine individuals and corporations, was handed up to Judge William B. Sheppard in the United States District Court. The court named next Tuesday for pleading, first bail for the individuals named in the sum of \$1,000 each, and directed the issuance of bench warrants for the defendants.

Simultaneously with the filing of the indictments an injunction and dissolution suit in equity was filed against the same defendants, naming about 200 other persons who are officers, employees or agents of the corporations or associations concerned.

The criminal charges alleged is a misdemeanor, punishable on conviction, in the case of the individuals, by \$5,000 fine or one year's imprisonment, or both, and in the case of corporations by \$50,000 fine. The indictments and the equity petition were prepared after eight months of work by Henry A. Guller and Ryland W. Joyce, special assistants to the United States Attorney, Francis G. Caffey, who investigated many complaints made in behalf of freight shippers, alleging restraint and illegal discrimination.

List of the Defendants.

Corporations which are made defendants are: William & Tugboat, Inc.; Munn & Jenkins, Inc.; Lambeth & Barrows, Inc.; and Caldwell & Co., Inc., all of which are members of the Transatlantic Associated Freight Conference. Individuals who are made defendants are: Walter Moore, Elliott T. Barrows, Richard L. Walker, Jr.; Charles W. Jordan and Harry Fowler, who either individually or through their firms are members or officers of that association.

Steamship companies and other persons indicted, all of whom have offices or agents in New York city, are: International Mercantile Marine Company, Atlantic Transport Company, Inc.; Anchor Line (Henderson Bros. Ltd.); Green Star Steamship Corporation, Booth American Shipping Corporation, Bristol City Line, Ltd.; Bull-Inular Line, Ltd.; Cunard Steamship Company, Ltd.; Commonwealth and Dominion Line, Ltd.; Ellerman's Wilson Line, Ltd.; Compagnie Generale de Navigation a Vapeur, Compagnie Generale Transatlantique, Pouch, Edye & Co., Ltd.; Furness, Withy & Co., Ltd.; Netherland-Americaansche Stoomvaart Maatschappij, Koor, Steamer de Navigatie, Inc.; Navigazione Italiana a Vapore, Lampert & Holt, Ltd.; Societa di Navigazione (Lloyd Italiano), Societa Anonima per Azioni (Lloyd Sabauda), National Navigation Company, Limited, of Greece; Navigazione Generale Italiana, Nippon Yusen Kaisha O. S. G. (Japan Mail Steamship Company), Den Norske Amerikalinje, Inc.; New York, New Foundland and Halifax Steamship Company, Ltd.; Atlantic and Caribbean Steam Navigation Company, Societa Anonima de Navigazione Belgica Americana, Koninklijke West Indische Maatschappij, Koninklijke Hollandische Lloyd, Royal Mail Steam Packet Company, Det Forenede Dampskibs Selskab, Compania Transatlantica de Barcelona, Swedish-American Mexico Line, Ltd.; Rederiaktiebolaget Sveriges Nordamerika Trafik, Societa Italiana Societa di Navigazione, Transoceanica Steamship Company, Ltd., and United Fruit Company, corporations.

Percentage of Freight Handled.

It is alleged further that upward of 80 per cent of such foreign trade and commerce passes in the due course of business through the port of New York, and that 30 per cent of the 80 per cent is handled by freight brokers and forwarders, and of that 30 per cent upward of 80 per cent is handled by about seventy-five of the freight brokers or forwarders who are members of the Steamship Freight Brokers Association and is transported by the steamship companies named as defendants in the proceedings.

The indictment avers that the steamship companies included in the Transatlantic Associated Freight Conference and the brokers and forwarders included in the Steamship Freight Brokers Association entered into agreements not to permit any freight broker or forwarder to become a member of the association "unless he would swear to and would observe, adhere to, abide by and be subject to the constitution and bylaws of the Steamship Freight Brokers Association," and would agree that the freight rates offered or quoted by the authorized agents of the steamship companies should be observed, adhered to and maintained.

It is further charged that illegal agreements entered into included contracts "to discriminate and discriminate against freight brokers and forwarders by refusing to pay any 'brokerage fee,' so called, to any person not a member of the Steamship Freight Brokers Association," and would agree to control and dominate through the organization and rules of the New York Produce Exchange, the members of said Steamship Freight Brokers Association by requiring all applicants for membership therein to become members of the New York Produce Exchange.

HUSBAND GOES ON 'TEARS'; WIFE REQUESTS SEPARATION

Alleges in Complaint That Under the Influence of Too Much Hootch, Husband Would Rip Her Clothes and Eject Her From Home.

Mrs. Marie C. Gallagher told Supreme Court Justice Burr yesterday that she is so tired of having her night clothes ripped off her by her husband and being shut out of her house entirely nude that she had to separate from him. She is suing for a separation decree, alleging that John J. C. Gallagher, her husband, in spite of the Volstead act is frequently drunk.

Gallagher, replying to his wife's charges, said she has purchased a rooming house at 330 West Seventy-first street and, having an independent income, has decided to break with him. If he has drunk liquors to excess at times, he says, it was his wife's fault. She furnished him with the "hootch" from her private stock.

Mrs. Gallagher and the family moved

to Bogota to get the country air. It was a lucky thing that the locality was not a lively one, she said, for her husband put her out of the house after beating and stripping her one night, and she had to take refuge in a bush in the back yard. Her niece took pity on her and threw some clothes out of a second story window to cover her. Later she entered the house via a window.

On July 23, she continued, Gallagher, who is a holding engineer, tore off her night clothes and put her out in a public street. She did not explain how she got back into the house. Her husband threatened that he had been so cruel, asserting that "only quarrels such as take place in the average household" had disturbed the serenity of his home.

His sixteen-year-old daughter submitted an affidavit corroborating her mother's charges.

'ENVOY' POUTS OVER RUSSIAN REFUGEES

Martens Demands That Party of Children Be Sent to Petrograd Direct.

THEY GO SIGHTSEEING

Ship Will Take Them to France Next Week and Home When Parents Are Found.

The Russian refugee children who are at Port Wadsworth waiting until their ship will be ready to take them back to Europe and eventually to their parents in Russia, went for a sight seeing tour of New York yesterday. They were crowded into thirty big buses and spent most of the day seeing the town. They were to have called upon Mayor John F. Hylan at City Hall, but the Mayor was too busy with the strike situation to see them, so the visit was cancelled for the day. It is probable that the children will be able to receive the children later in the week. They still have ten days here before they sail for France, where they are to wait, until the whereabouts of their parents can be learned by the French Government and the American Red Cross.

In spite of the fact that virtually every one of the children was separated from his parents through the acts of the Bolsheviks, and that few if any of them are the children of Bolshevik parents, Ludwig A. C. K. Martens, the "Soviet Ambassador," declared yesterday that the children were all citizens of Russia and should be returned to Petrograd by the Red Cross instead of to France. The news that the young refugees are to be sent to France, he said, "must arouse the indignation of every fair minded person."

"These children," he said, "have not seen their parents for more than two years. All of them were living in 1918 in the vicinity of Petrograd, and were sent by the Soviet Government to the Ural mountains in order that they might enjoy a care and a diet such as could not then be provided in Petrograd."

Martens declared that the children were carried eastward in the retreat of Admiral Kolchak's army, and finally found their way to Vladivostok in spite of the fact that the Soviet Government frequently demanded of the Kolchak generals that the children be returned to Petrograd instead of being dragged across the entire breadth of Siberia.

PRISONERS ACQUASE HOSPITAL

Union Men Say Death Was Due to Lack of Medical Treatment.

When Max Newman of 1,528 Minford place, president of the Seamen's Union, and Rudolph Block of 5 East 107th street, general organizer of the union, were rearrested in Harlem Court yesterday and accused of causing the death of Harry Slutsky of 107 East 151st street, they accused Beth David Hospital of negligence in connected with the death of Slutsky, alleging he did not receive proper medical attention. The fight which resulted in the wounding of Slutsky was the outgrowth of a strike.

The two men alleged that when Slutsky first went to Beth David Hospital the physicians refused to attend him.

CHILD LIVES 2 YEARS WITH PINS IN THROAT

Illness Diagnosed as Malnutrition by Doctors.

Clara Kucher, 9 years old, daughter of Mrs. Anna Kucher of 123 Seventh street, has been ill for the last two years, apparently suffering from slow strangulation and malnutrition. Several physicians examined her and numerous X-ray examinations were made, but none of them disclosed the source of the trouble.

Yesterday Mrs. Kucher called in Dr. Max Schroeder of 416 Sixth street, and the physician looked down the child's throat. He saw something shiny several inches down and asked the mother if the child ever had swallowed anything.

"She swallowed three safety pins two years ago," said Mrs. Kucher after reflection, "but the doctors thought she had coughed them up. An X-ray examination did not show them."

Dr. Schroeder made a more careful examination and found the three safety pins, one of which was open, embedded in the child's throat. He made an incision and removed them, and before the end of the day Clara was asking for food for the first time in two years.

RECEIVERS NAMED FOR STEEL FIRM

Vulcan Steel Products Co. Owes \$900,000.

William R. Ray and Francis L. Kohlman were appointed yesterday by Judge Julius M. Mayer of the United States District Court as receivers for the Vulcan Steel Products Company, exporters and importers, of 134 Liberty street. In an equity suit brought by the Hercules Powder Company, a creditor for \$15,000, the suit alleges the company owes \$900,000 and other claims for breach of contract for \$1,000,000.

The Vulcan company was organized in 1916 with a capital stock of \$700,000, and possesses assets consisting of contracts, merchandise and accounts. Stephen H. Valle, president of the firm, in answer to the suit admitted all the facts set forth and asserted that due to the condition of foreign exchange the company was temporarily financially embarrassed. He asked that receivers be appointed to carry on the business until a reorganization can be effected.

A statement was issued declaring that the proceedings were brought to conserve the company's business and provide an opportunity for reorganization. While the floating indebtedness is small there is a heavy debt for loans made by its owners in the conduct of business.

City Accepts Milk Stations.

Dr. Royal S. Copeland, Health Commissioner, announced yesterday that the city will accept formally the nine milk stations and laboratory run for years by Nathan Straus at 12-30 P. M. Wednesday. The ceremony will take place at the laboratory, 348 East Thirty-second street. The speakers will be Mayor Hylan, Nathan Straus, Jr., and Dr. Copeland.

BACK FROM WORK FOR FRENCH VILLAGES

Educator Says American Funds Gave Great Aid.

James Drew Regan, an instructor in the Grotto School at Grotto, Mass., returned to the United States yesterday aboard the French liner La Savoie after a year's administrative work in the rehabilitation of villages in the French agricultural district with funds supplied by American philanthropists. He would not disclose the names of the donors to the fund, but said that the money had been sufficient to rehabilitate the villages of Mattonchate, Vigneulle and Apremont.

The work consisted principally, Mr. Regan said, of establishing dispensaries for the ailing, installing water works and constructing barracks for the workers. The building of houses in the devastated areas is entirely in the hands of the French Government, and private capital is not allowed to participate in the building.

Baron Bourgeois-Poudroux, an importer and exporter from Paris, arrived on a six months' business trip, principally to arrange for American agencies for the sale of the Citroen automobile, a French machine, which he intends bringing to the United States in large numbers. M. M. Parfumeur, a Polish banker, arrived from Warsaw, but declined to give his experiences in war stricken Poland. Pierre Stephan, an Alsatian, arrived from his home in Strasbourg to study political economy at Middlebury College, Middlebury, Vt. The liner brought a total of 125 first, 157 second and 453 third class passengers.

POLICEMAN FREED WHO KILLED FUGITIVE

William L. Law Said to Have Shown Fight.

Assistant District Attorney Selvaigi, in Brooklyn, after an investigation yesterday of the circumstances surrounding the death of William Lawrence Law, 27 years old, of 545 Eighth-fourth street, Brooklyn, exonerated Policeman John O'Garra of the Fourth avenue station, who shot and killed Law early Sunday morning. William R. Law, father of young Law, charged that his son, who had served in the navy and was well known as an athlete, had been killed in cold blood. Investigation showed that Law and two companions had driven in an automobile to a house at Fifty-second street and Second avenue after a trip to Coney Island.

O'Garra and three detectives who were watching for burglars who had been active in the section, approached and questioned the trio. Law resented the detectives' questions and actions and struck one. When he ran O'Garra fired into the air, so he thought. It was only when Law was taken to the station house that it was discovered he had been shot.

TIERNAN ARRESTED IN WHISKEY PLOT

Brother of Staten Island Judge Accused of Selling Liquor.

MURDER CASE DRAGS ON

District Attorney Examines Witnesses and Will Present Evidence To-morrow.

William P. Tiernan, a brother of County Judge Harry J. Tiernan of Richmond county, was arrested by United States Marshal Power yesterday, and arraigned before United States Commissioner Rasquin and held in \$2,000 bail for a hearing next Tuesday. The charges against him are falsifying records and selling liquor to Henry Noton of 765 Wythe avenue, Brooklyn, and to Henry Hugot, a saloon keeper of Staten Island. His arrest grew out of the investigation which the authorities are making into the alleged bootlegging activities on Staten Island which culminated in the recent murder of Frederick Eckert.

The Federal authorities said yesterday that in addition to the arrest of Tiernan, an information had been filed against Howard Tiernan, a cousin of Judge Tiernan and William Tiernan, and that he would be arraigned before a United States Judge on September 22. He also is charged with transporting and selling liquor. Hugot was to have been arraigned yesterday before Commissioner Rasquin, but Robert Gilmore, United States District Attorney, said that an information had been filed against him and that he would be arraigned before Judge Garvin of the United States District Court. The charge against Hugot is possessing, maintaining and selling liquor. All of the complaints were made by Isidor Einstein, prohibition enforcement agent.

Joseph Maloy, District Attorney of Richmond county, continued his investigation into the murder of Eckert. He questioned Mrs. Eckert at considerable length, and members of his staff checked up on the testimony to be adduced to-morrow, when the three men under arrest, William Moloney, Max Klatz and Charles Kaim, are arraigned in court.

Girl's Property Identified.

The black straw hat, blue cape and black purse left in the cabin of a Jersey Central Railroad ferryboat Sunday night by a girl who is believed to have leaped into the river were identified yesterday as being the property of Miss Zena Ieden, 15 years old, a schoolgirl of 141 Alabama avenue, Brooklyn. C. Rosen of 300 Brook avenue, The Bronx, who made the identification, said the girl seemed to be depressed for some time. Her body has not been recovered.

SHIP RAMS WHALE, HAS TO BACK OUT

Steamer Compelled to Reverse After Impact.

The Philadelphia, of the American Line, was 600 miles off the Irish coast last Tuesday when something suddenly impeded her progress. It took many minutes of investigation before it was discovered that her yachtlike prow had run into a 50 foot whale and pierced him like a butcher's cleaver. The vessel had to stop and reverse her engines to free the bow of the whale's body. The dead animal then sank and the ship continued her run.

Ten happy young women departed when the Philadelphia arrived here yesterday from Southampton and Charbourg. They had been touring the battle fronts and other points of interest for a month as winners in a popularity contest held by the Minneapolis Star. The vessel had a total of 873 passengers, including Samuel P. Davis and A. P. Lane, on the American pilot team at the Olympic games.

HANAN ESTATE FOR WIFE, THEN TO SONS

Sister, a Duchess, Left Out Because Not in Need.

John H. Hanan, shoe manufacturer, who died last week, willed the residue of his large estate to his wife for life use and then for division in equal parts to his two sons, Addison G. Hanan and Herbert W. Hanan, residents of Brooklyn. He left nothing to his sister, the Duchess of Mado Durazzo, "not from want of love," his will said, "but because she is not in need of it."

He left a bequest of \$5,000 to Edward B. Garthwaite of 451 Seventh avenue, Brooklyn, and \$5,000 to Joseph H. Hanan, a cousin. His will was filed yesterday in the Surrogate's Court, but no official estimate of the value of the estate was put on record. It is said to exceed \$1,000,000.

H. L. EINSTEIN LEFT MILLION TO WIDOW

Gross Estate of Newspaper Owner Fixed at \$1,215,536.

Henry L. Einstein, former owner of the New York Press, who died in February, 1918, left a gross estate of \$1,215,536 and a net estate of \$1,150,487. A tax appraiser's report was filed yesterday in the Hall of Records.

He bequeathed \$1,000,000 to his widow, Cecelia Einstein, and divided the residue of the estate equally among his wife and three children. To his son-in-law, Myron S. Falk, he left \$25,000. Mount Sinai Hospital received \$125,000. In addition to his own property, Mr. Einstein had the power of appointment over an additional trust fund of \$283,357. His securities included the following: New York Telephone Company, \$20,000; Delaware and Hudson, \$20,000; New York State Improvement bonds, \$50,000; city of New York corporate stock, \$50,000.



it's apple time

There's nothing like real old-fashioned apple jelly, flavored, perhaps, with currants; nothing better for "after-school" appetites than spicy apple butter!

A full preserve shelf means winter table costs are cut!

For your preserving use Domino Granulated—all Domino sugars are pure cane sugars; all are accurately weighed, packed and sealed by machine in convenient sturdy cartons or strong cotton bags safe from flies and ants.

SAVE THE FRUIT CROP

American Sugar Refining Company

"Sweeten it with Domino"

Granulated, Tablet, Powdered, Confectioners, Brown, Golden Syrup.




Domino Cane Sugars

A PROMISE BY THE AMERICAN TOBACCO COMPANY

WALK INTO ANY STORE IN THE UNITED STATES TO-DAY AND TRY THE LORD SALISBURY TURKISH CIGARETTE. SHOULD IT NOT APPEAL TO YOUR TASTE, THE CLERK WILL HAND YOU BACK YOUR MONEY ON THE SPOT.

IT WILL PAY YOU TO TRY



Guaranteed by The American Tobacco Co. INCORPORATED

111 Fifth Avenue, New York, N. Y.

—which means that if you don't like LORD SALISBURY Cigarettes you can get your money back from the dealer.

IF IT SHOULD HAPPEN THAT A DEALER REFUSES TO CARRY OUT OUR OFFER, SEND THE OPEN PACKAGE WITH THE REMAINING CIGARETTES, TO THE MAIN OFFICE OF THE AMERICAN TOBACCO COMPANY, 111 FIFTH AVE., NEW YORK CITY, WITH YOUR NAME AND ADDRESS PLAINLY WRITTEN AND WE WILL SEND YOU OUR CHECK FOR THE AMOUNT YOU SPENT.